

STEVEN GUGGENHEIM, State Bar No. 201386
NICKI LOCKER, State Bar No. 123838
KATHERINE L. HENDERSON, State Bar No. 242676
WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: (650) 493-9300
Facsimile: (650) 565-5100
Email: www.wsgr.com

Attorneys for Defendant
BROCADE COMMUNICATIONS SYSTEMS,
INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ANDREW E ROTH, derivatively on behalf of
BROCADE COMMUNICATIONS SYSTEMS,
INC.,

Plaintiff,

v.

GREGORY REYES, MICHAEL BYRD
ANTONIO CANOVA, JACK CUTHBERT, and
BROCADE COMMUNICATIONS, SYSTEMS,
INC.

Defendants.

CASE NO.: 3:06:-CV-2786 CRB

JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO CONTINUE
THE CASE MANAGEMENT
CONFERENCE

Whereas, the case management conference in the above titled action is currently scheduled for October 13, 2006;

Whereas, defendant Brocade's response to the amended complaint is currently due September 14, 2006 and the individual defendants' responses are due September 25, 2006;

Whereas, plaintiff's opposition to the motions to dismiss is due October 23, 2006;

Whereas, the defendants' replies are due November 13, 2006;

Whereas, due to the convenience of the parties, the parties hereto have agreed, subject to the Court's approval, to continue the Case Management Conference to December 1, 2006 or a date thereafter that is convenient for the Court.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, subject to approval of the Court, that the case management conference shall be continued until December 1, 2006 at 8:30 a.m., or such other date and time that the Court deems appropriate.

Dated: September 18, 2006

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

/s/

Katherine L. Henderson
650 Page Mill Road
Palo Alto, California 94304
Telephone: (650) 493-9300

*Counsel for Defendant
Brocade Communications Systems, Inc.*

Dated: September 18, 2006

SCHUBERT & REED LLP

/s/

Willem F. Jonckheer
Three Embarcadero Center, Suite 1650
San Francisco, California 94111
Telephone: (415) 788-4220

1 PAUL D. WEXLER
2 BRAGER WEXLER & EAGEL, P.C.
3 885 Third Avenue
4 New York, New York 10022
5 Telephone: (212) 308-5858

6 GLENN F. OSTRAGER
7 OSTRAGER CHONG FLAHERTY
8 & BROITMAN P.C. LLP
9 250 Park Avenue, Suite 825
10 New York, New York 10177-0899
11 Telephone: (212) 681-0600

Counsel for Plaintiff Andrew E. Roth

12 Dated: September 18, 2006

13 BECK, DE CORSO, DALY, KREINDLER
14 & HARRIS
15 A Professional Corporation

16 _____
17 /s/
18 Mark Mermelstein
19 601 West Fifth Street, 12th Floor
20 Los Angeles, CA 90071
21 Telephone: (213) 533-3947

Counsel for Defendant Jack Cuthbert

22 Dated: September 18, 2006

23 SKADDEN, ARPS, SLATE, MEAGHER
24 & FLOM LLP

25 _____
26 /S/
27 Carl Roth
28 300 South Grand Avenue
Los Angeles, CA 90071
Telephone: (213) 687-5480

Counsel for Defendant Greg Reyes

1 Dated: September 18, 2006

HELLER EHRMAN LLP

3 /S/

Alexander Lyon
275 Middlefield Road
Menlo Park, CA 94025
Telephone: (650) 324-7017

7 *Counsel for Defendant Tony Canova*

9 Dated: September 18, 2006

QUINN EMANUEL URQUHART OLIVER
& HEDGES LLP

12 /S/

Patrick Doolittle
50 California Street, 22nd Floor
San Francisco, CA 94111
Telephone: (415) 875-6352

15 *Counsel for Defendant Mike Byrd*

17 GOOD CAUSE APPEARING, IT IS SO ORDERED:

19 Dated: September 20, 2006

20 The Honorable Charles R. Breyer

